Ronald L. Richman, SBN 139189 1 Bullivant Houser Bailey PC 601 California Street, Suite 1800 2 San Francisco, CA 94108 3 e-mail: ron.richman@bullivant.com Telephone: (415) 352-2700 Facsimile: 4 (415) 352-2701 5 Attorneys for Plaintiffs 6 7 UNITED STATES DISTRICT COURT 8 NORTHERN DISTRICT OF CALIFORNIA 9 10 BOARD OF TRUSTEES OF THE LABORERS Case No.: C06-4737 JSW HEALTH AND WELFARE TRUST FUND 11 FOR NOTHERN CALIFORNIA: BOARD OF 12 TRUSTEES OF THE LABORERS STIPULATION FOR DISMISSAL WITH VACATION-HOLIDAY TRUST FUND FOR PREJUDICE; ORDER THEREON NORTHERN CALIFORNIA; BOARD OF 13 TRUSTEES OF THE LABORERS PENSION TRUST FUND FOR NORTHERN 14 CALIFORNIA; and BOARD OF TRUSTEES OF THE LABORERS TRAINING AND 15 RETRAINING TRUST FUND FOR NORTHERN CALIFORNIA. 16 17 Plaintiffs, 18 v. 19 TDW CONSTRUCTION, INC., a California Corporation; EDMUNDO ALIRE, JR., an 20 individual, 21 Defendants. 22 23 111 24 /// 25 26 /// 27 28 6088841.1 STIPULATION FOR DISMISSAL; ORDER

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| 1 | IT IS HEREBY STIPULATED by and between Plaintiffs Board of Trustees of the |
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| 2 | Laborers Health and Welfare Trust Fund for Northern California, Board of Trustees of the |
| 3 | Laborers Vacation-Holiday Trust Fund for Northern California, Board of Trustees of the |
| 4 | Laborers Pension Trust Fund for Northern California and Board of Trustees of the Laborers |
| 5 | Training and Retraining Trust Fund for Northern California on the one hand, and TDW |
| 6 | Construction, Inc., a California Corporation and Edmundo Alire, Jr., an individual, jointly and |
| . 7 | severally, on the other hand, that pursuant to the Settlement Agreement and Release and |
| 8 | Stipulation for Judgment executed by the parties, that this case be dismissed in its entirety, with |
| 9 | prejudice, against all Defendants, each side bearing their own attorneys' fees and costs. |
| 10 | DATED: November _/, 2007 |
| 11 | BULLIVANT HOUSER BAILEY PC |
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| 13 | By Royald I. dil |
| 14 | Ronald L. Richman Attorneys for Plaintiffs |
| 15 | DATED: November 1, 2007 |
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| 18 | By William Thomson |
| 19 | Attorney for Defendants |
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| 6088841.1 | -2- STIPULATION FOR DISMISSAL; ORDER |

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ORDER OF DISMISSAL Pursuant to Stipulation by the parties, IT IS HEREBY ORDERED that this case be dismissed in its entirety, with prejudice, against all Defendants, each side bearing their own attorneys' fees and costs. Dated: November 1, 2007 tates District Court Judge 6088841.1 STIPULATION FOR DISMISSAL; ORDER